

06/24/03



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**CERTIFICATE OF EXPRESS MAILING**

Thereby certify that this paper and the documents and/or fees referred to as attached therein are being deposited with the United States Postal Service on June 24, 2003 in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR §1.10, Mailing Label Number **EV334022604US**, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Ryan Eachus

Attorney Docket No.: CISC109C1/7872

First Named Inventor: Prasad Miriyala



**UTILITY PATENT APPLICATION TRANSMITTAL (37 CFR. § 1.53(b))**

(Continuation, Divisional or Continuation-in-part application)

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir: This is a request for filing a patent application under 37 CFR. § 1.53(b) in the name of inventors:  
**Prasad Miriyala**

For: **FLEXIBLE SCHEDULING OF NETWORK DEVICES WITHIN REDUNDANT AGGREGATE CONFIGURATIONS**

Assigned to : Cisco Technology, Inc.

This application is a ☒ Continuation ☐ Divisional ☐ Continuation-in-part

of prior Application No.: 09/281,621, from which priority under 35 U.S.C. §120 is claimed.

**Application Elements:**

☒ 30 Pages of Specification, Claims and Abstract

☒ 10 Sheets of formal Drawings

☒ Declaration

☐ Newly executed

☒ Copy from a prior application (37 CFR 1.63(d) for a continuation or divisional).

The entire disclosure of the prior application from which a copy of the declaration is herein supplied is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

☐ Deletion of inventors Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

Accompanying Application Parts:

- ☒ Do not publish this application. Nonpublication Request is attached.
- ☒ Assignment (Copy from Prior Application)
- ☐ Power of Attorney
- ☐ 37 CFR 3.73(b) Statement by Assignee
- ☒ Information Disclosure Statement with Form PTO-1449 ☐ Copies of IDS Citations
- ☐ Preliminary Amendment (*New claims numbered after highest original claim in prior application.*)
- ☒ Return Receipt Postcard
- ☒ Other: Limited Recognition Under 37 CFR § 10.9(b)

Claim For Foreign Priority

- ☐ Priority of \_\_\_\_\_ Application No. \_\_\_\_\_ filed on \_\_\_\_\_  
is claimed under 35 U.S.C. § 119.
- ☐ The certified copy has been filed in prior application U.S. Application No. \_\_\_\_\_
- ☐ The certified copy will follow.

Extension of Time for Prior Pending Application

- ☐ A Petition for Extension of Time is being concurrently filed in the prior pending application. A copy of the Petition for Extension of Time is attached.

Amendments

- ☐ Amend the specification by inserting before the first line the sentence: "This is a  
☐ Continuation ☐ Continuation-in-part ☐ Divisional  
application of co-pending prior  
☐ Application No. \_\_\_\_\_ filed on \_\_\_\_\_,  
☐ International Application \_\_\_\_\_ filed on \_\_\_\_\_ which  
designated the United States,  
the disclosure of which is incorporated herein by reference."
- ☐ Cancel in this application original claims \_\_\_\_\_ of the prior application  
before calculating the filing fee. (*At least one original independent claim must be retained.*)

Fee Calculation (37 CFR § 1.16)

☐ Applicant is entitled to Small Entity Status under 37 C.F.R. §1.27.

	(Col. 1) Total Claims		(Col. 2) Claims	(Col. 3) Present Extra	Rate	Additional Fee
TOTAL	42	MINUS	20	= 22	x 18 =	396.00
INDEP.	6	MINUS	3	= 3	x 84 =	252.00
[ ] First presentation of multiple dependent claim					\$280 =	
Basic Filing Fee under 37 C.F.R. §1.16(a)					\$750 =	750.00
TOTAL						1398.00
SMALL ENTITY 50% FILING FEE REDUCTION (if applicable)						

☒ Check No. 7394 in the amount of \$1398.00 is enclosed.

☒ The Commissioner is authorized to charge any fees beyond the amount enclosed which may be required, or to credit any overpayment, to Deposit Account No. 500388 (Order No. CISCPI09C1).

General Authorization for Petition for Extension of Time (37 CFR §1.136)

☒ Applicants hereby make and generally authorize any Petitions for Extensions of Time as may be needed for any subsequent filings. The Commissioner is also authorized to charge any extension fees under 37 CFR §1.17 as may be needed to Deposit Account No. 500388 (Order No. CISCPI09C1).

☒ Please send correspondence to the following address:

**Customer Number 022434**



Date: June 24, 2003

Haruo Yawata  
Haruo Yawata  
Limited Recognition Under 37 CFR § 10.9(b)

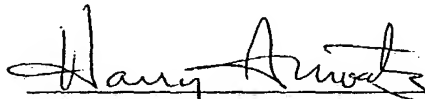
**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE  
UNITED STATE PATENT AND TRADEMARK OFFICE**

**LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)**

Mr. Haruo Yawata is hereby given limited recognition under 37 CFR §10.9(b) as an employee of Beyer Weaver & Thomas, LLP. to prepare and prosecute patent applications wherein the patent applicant is the client of Beyer Weaver & Thomas, LLP., and the attorney or agent of record in the applications is a registered practitioner who is a member of Beyer Weaver & Thomas, LLP. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Mr. Haruo Yawata ceases to lawfully reside in the United States, (ii) Mr. Haruo Yawata's employment with Beyer Weaver & Thomas, LLP. ceases or is terminated, or (iii) Mr. Haruo Yawata ceases to remain or reside in the United States on an H-1B1 visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

**Expires: November 6, 2003**

  
\_\_\_\_\_  
Harry Moatz,  
Director of Enrollment and Discipline